

**NOTICE OF PROPOSED RULE ADOPTION
STATE OF MISSISSIPPI
DEPARTMENT OF INFORMATION TECHNOLOGY SERVICES (ITS)**

Department of Information Technology Services
Contact: Martha Pemberton
ISS Director
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Specific Legal Authority authorizing the promulgation of

Rule: MS Code Sections 25-53-5 (b); 25-53-5 (j)
25-53-21 (f); 25-53-5 (k); 25-53-25 (2)

Reference to Rules repealed, amended or suspended by the

Proposed Rule: Require CIO approval of sole source certifications delegated to IHLs.

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

The above-referenced ITS enabling statute requires ITS to promulgate rules for the acquisition of information technology products and services. ITS, in accordance with code section 25-53-5 (b) has given special consideration to the teaching and research needs of the various IHLs by giving these institutions a higher level of delegation for technology procurements, including certification of sole source purchases up to \$250,000. This change clarifies that all such delegated sole source certifications must be routed to and approved by the CIO of the IHL.

This rule is proposed as a ☒ Final Rule, and/or a ☐ Temporary Rule.

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address, and telephone number of the party or parties you represent.

Oral Proceeding:

☐ An oral proceeding is scheduled on this rule on Date: _____ Time: _____
Place: _____

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least five (5) days prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address, and telephone number of the party or parties you represent.

☒ An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency, or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address, and telephone number of the party or parties you represent.

Economic Impact Statement:

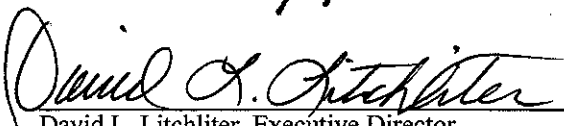
☒ The agency has determined that an economic impact statement is not required for this rule, or

☐ The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Date Rule Proposed: 4/8/2008

Proposed Effective Date of Rule: 6/9/2008



David L. Litchliter, Executive Director
Mississippi Department of Information Technology Services